



## U.S. Department of Justice

Executive Office for Immigration Review

*Office of the General Counsel*

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5107 Leesburg Pike, Suite 2150  
Falls Church, Virginia 22041

June 4, 2019

Matthew Hoppock  
MuckRock News  
DEPT MR 69764  
411A Highland Ave  
Somerville, MA 02144-2516

Re: FOIA 2019-21468

Dear Mr. Hoppock,

This letter is in response to your Freedom of Information Act (FOIA) request to the Executive Office for Immigration Review (EOIR) in which you seek documents from the BIA internal webpage.

Responsive documents are enclosed. Portions of the enclosed documents have been redacted in accordance with 5 U. S.C. § 552(b)(6) to avoid a clearly unwarranted invasion of personal privacy. Additional portions have been redacted in accordance with 5 U. S.C. § 552(b)(7)(e). The reason for redaction is clearly marked on each redacted portion. Additionally, the alien case files and associated documents held in the Electronic En Banc are withheld pursuant to 5 U. S.C. § 552(b)(6) and/or 5 U. S.C. § 552(b)(5).

The Attorney Discipline chart and Recognition and Accreditation Program information are publicly available at <https://www.justice.gov/eoir/attorney-discipline-program> and at <https://www.justice.gov/eoir/recognition-and-accreditation-program>. Lastly, the Attorney General Certification Chart contains equities belonging to the Office of the Attorney General and has been referred to the Office of Information Policy for direct response to you.

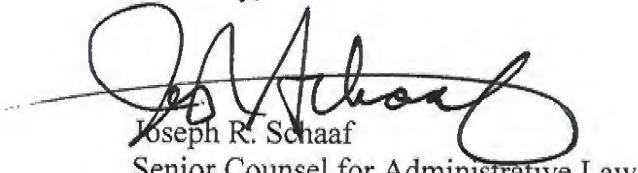
For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. *See* <http://www.justice.gov/oip/foiastatements/2012foiastatements9.html>.

You may contact our FOIA Public Liaison at the telephone number 703-605-1297 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records

Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001, e-mail at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,



Joseph R. Schaaf  
Senior Counsel for Administrative Law

### Electronic En Banc

Date	Title	Author	PDF
March 20, 2019	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
March 19, 2019	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
March 19, 2019	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
March 5, 2019	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
Feb. 26, 2019	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
Feb. 12, 2019	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>

December 4, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
November 13, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
October 30, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
October 23, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
October 2, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
September 25, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
September 11, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
August 28, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
August 23, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
July 31, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
July 24, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
July 10, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
June 26, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>

May 22, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
April 19, 2018	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
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Oct 31, 2017	Case Hold and En Banc Conference	JW	<a href="#">PDF</a>
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Feb. 4, 2004	Case Hold and En Banc Conference - February 3, 2004	AMM	<a href="#">HTML</a>
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Case Hold and En Banc Conference - January 24, 2003			
Jan. 15, 2003	Case Hold and En Banc Conference - January 15, 2003	AMM	<a href="#">HTML</a>
Jan. 12, 2003	Case Hold and En Banc Conference - October 21, 2003	AMM	<a href="#">HTML</a>
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July 11, 2002	En Banc Conference - July 11, 2002	DHB	<a href="#">HTML</a>
May 22, 2002	En Banc Conference - May 22, 2002	DHB	<a href="#">HTML</a>
April 19, 2002	En Banc Conference - April 19, 2002	DHB	<a href="#">HTML</a>
April 10, 2002	En Banc Conference - April 10, 2002	DHB	<a href="#">HTML</a>
March 22, 2002	En Banc Conference - March 22, 2002	DHB	<a href="#">HTML</a>
March 12, 2002	En Banc Conference - March 12, 2002	DHB	<a href="#">HTML</a>
Feb 20, 2002	En Banc Conference - February 20, 2002	DHB	<a href="#">HTML</a>
Feb 26, 2002	En Banc Conference - February 26, 2002	DHB	<a href="#">HTML</a>
Feb 13, 2002	En Banc Conference - February 13, 2002	DHB	<a href="#">HTML</a>
Jan 16, 2002	En Banc Conference - January 16, 2002	DHB	<a href="#">HTML</a>
Jan 7, 2002	En Banc Conference - January 7, 2002	DHB	<a href="#">HTML</a>
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Dec 19, 2001	En Banc Conference - December 19, 2001	DHB	<a href="#">HTML</a>

2001

Dec 6, 2001	En Banc Conference - December 4, 2001	DHB	<a href="#">HTML</a>
Nov 9, 2001	En Banc Conference - November 9, 2001	DHB	<a href="#">HTML</a>
Oct 19, 2001	En Banc Conference - October 19, 2001	DHB	<a href="#">HTML</a>
Sept 20, 2001	En Banc Conference - September 19, 2001	DHB	<a href="#">HTML</a>
Aug 24, 2001	En Banc Conference - August 21, 2001	DHB	<a href="#">HTML</a>
July 16, 2001	En Banc Conference - July 10, 2001	DHB	<a href="#">HTML</a>
June 20, 2001	En Banc Conference - June 19, 2001	DHB	<a href="#">HTML</a>
June 5, 2001	En Banc Conference - June 5, 2001	DHB	<a href="#">HTML</a>
May 23, 2001	En Banc Conference - May 22, 2001	DHB	<a href="#">HTML</a>
Mar 28, 2001	En Banc Conference - March 27, 2001	DHB	<a href="#">HTML</a>
Mar 23, 2001	En Banc Conference - March 20, 2001	DHB	<a href="#">HTML</a>
Mar 15, 2001	En Banc Conference - March 13, 2001	DHB	<a href="#">HTML</a>
Feb 23, 2001	En Banc Conference - February 21, 2001	DHB	<a href="#">HTML</a>
Feb 14, 2001	En Banc Conference - February 13, 2001	DHB	<a href="#">HTML</a>
Jan 18, 2001	En Banc Conference - January 17, 2001	DHB	<a href="#">HTML</a>
Dec 8, 2000	En Banc Conference - December 5, 2000	DHB	<a href="#">HTML</a>
Sept 8, 2000	En Banc Conference - September 6, 2000	DHB	<a href="#">HTML</a>

July 19, 2000	En Banc Conference - July 18, 2000	DHB	<a href="#">HTML</a>
July 14, 2000	En Banc Conference - July 11, 2000	DHB	<a href="#">HTML</a>
July 9, 2000	En Banc Conference - July 8, 2000	DHB	<a href="#">HTML</a>
July 4, 2000	En Banc Conference - July 3, 2000	DHB	<a href="#">HTML</a>
April 27, 2000	En Banc Conference - April 27, 2000	DHB	<a href="#">HTML</a>
April 6, 2000	En Banc Conference - April 4, 2000	DHB	<a href="#">HTML</a>
Mar 29, 2000	En Banc Conference - March 28, 2000	DHB	<a href="#">HTML</a>
Mar 27, 2000	En Banc Conference - March 21, 2000	DHB	<a href="#">HTML</a>
Feb 16, 2000	En Banc Conference - February 15, 2000	DHB	<a href="#">HTML</a>
Feb 3, 2000	En Banc Conference - February 1, 2000	DHB	<a href="#">HTML</a>
Jan 7, 2000	En Banc Conference - January 4, 2000	DHB	<a href="#">HTML</a>
<hr/>			
Dec 16, 1999	En Banc Conference - December 14, 1999	DHB	<a href="#">HTML</a>
Nov 18, 1999	En Banc Conference - November 16, 1999	DHB	<a href="#">HTML</a>
Oct 27, 1999	En Banc Conference - October 26, 1999	DHB	<a href="#">HTML</a>
Oct 12, 1999	En Banc Conference - October 5, 1999	AMM	<a href="#">HTML</a>
Sept 9, 1999	En Banc Conference - September 8, 1999	AMM	<a href="#">HTML</a>
Aug 11, 1999	En Banc Conference - August 10, 1999	AMM	<a href="#">HTML</a>
July 28, 1999	En Banc Conference - July 27, 1999	AMM	<a href="#">HTML</a>
July 13, 1999	En Banc Conference - July 13 and	AMM	<a href="#">HTML</a>

July 21, 1999	20, 1999	AMM	<a href="#">HTML</a>
July 9, 1999	En Banc Conference - July 7, 1999	AMM	<a href="#">HTML</a>
July 1, 1999	En Banc Conference - June 29, 1999	AMM	<a href="#">HTML</a>
June 15, 1999	En Banc Announcement for June 15, 1999	PWS	<a href="#">HTML</a>
June 8, 1999	En Banc Announcement for June 16, 1999	PWS	<a href="#">HTML</a>
June 2, 1999	En Banc Announcement for March 2, 1999	PWS	<a href="#">HTML</a>
Feb 8, 1999	En Banc Announcement for February 17, 1999	PWS	<a href="#">HTML</a>
Feb 4, 1999	En Banc Announcement for February 11, 1999	PWS	<a href="#">HTML</a>
Feb 1, 1999	En Banc Announcement for February 10, 1999	PWS	<a href="#">HTML</a>
Jan 25, 1999	En Banc Announcement for February 2, 1999	PWS	<a href="#">HTML</a>
Jan 12, 1999	En Banc Report for January 5 & 12, 1999	DHB	<a href="#">HTML</a>
Jan 4, 1999	En Banc Announcement for January 12, 1999	PWS	<a href="#">HTML</a>
<hr/>			
Dec 29, 1998	En Banc Report for December 15, 1998	DHB	<a href="#">HTML</a>
Dec 28, 1998	En Banc Announcement for January 5, 1998	PWS	<a href="#">HTML</a>
Dec 8, 1998	En Banc Announcement for December 15, 1998	PWS	<a href="#">HTML</a>
Dec 4, 1998	En Banc Report for November 24 & December 1, 1998	DHB	<a href="#">HTML</a>
Nov 24, 1998	En Banc Announcement for December 1, 1998	PWS	<a href="#">HTML</a>

Oct 26, 1998	En Banc Report for October 21 & 22, 1998	DHB	<a href="#">HTML</a>
Oct 26, 1998	En Banc Conference	DHB	<a href="#">HTML</a>
Oct 26, 1998	En Banc Conference	DHB	<a href="#">HTML</a>
Oct 26, 1998	En Banc Conference	DHB	<a href="#">HTML</a>
Oct 26, 1998	En Banc Conference	DHB	<a href="#">HTML</a>

## EN BANC POSTING CHECKLIST

Case name: \_\_\_\_\_

A#: \_\_\_\_\_

Panel: \_\_\_\_\_ (signing)

( separate opinion)

Attorney advisor: \_\_\_\_\_

Issue statement:

En banc history or  
other information

(e.g., past discussion  
of case or issue):

Other information (check all that apply):

- every panel member has seen this version of the order being posted
- concurrence / dissent attached
- the respondent is represented      -OR-       the respondent is not represented
- respondent brief is in the record
- DHS brief is in the record
- supplemental brief(s) in record      -OR-       no current interest in supplemental briefing
- amicus briefs in record      -OR-       no current interest in amicus briefing
- reposted case (redline version of order or narrative description of changes provided)
- other information:

Questions to vote on (check all that apply):

- discuss
- publish
- publish without discussion
- courtesy posting (comments only)

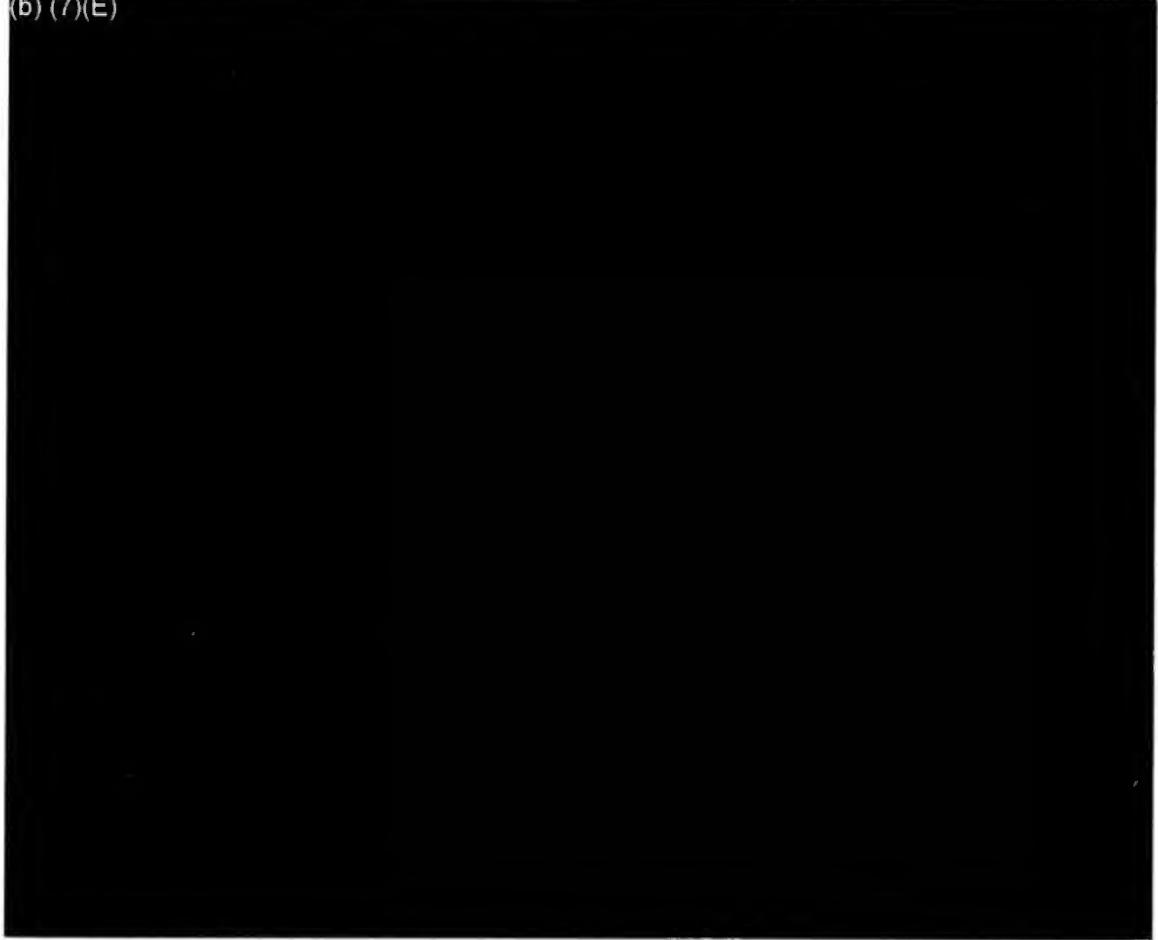
other vote:

# **BIA Electronic En Banc User Guide**

**Current as of January 2018**

**EEB Users**  
**Login**

Click OK to log onto the BIA Electronic En Banc (EEB). (See Figure 1)  
(b) (7)(E)



**Figure 1:** Login screen

Click the **Current** button to view a list of all of the current issues that are being voted on. (See Figure 2)

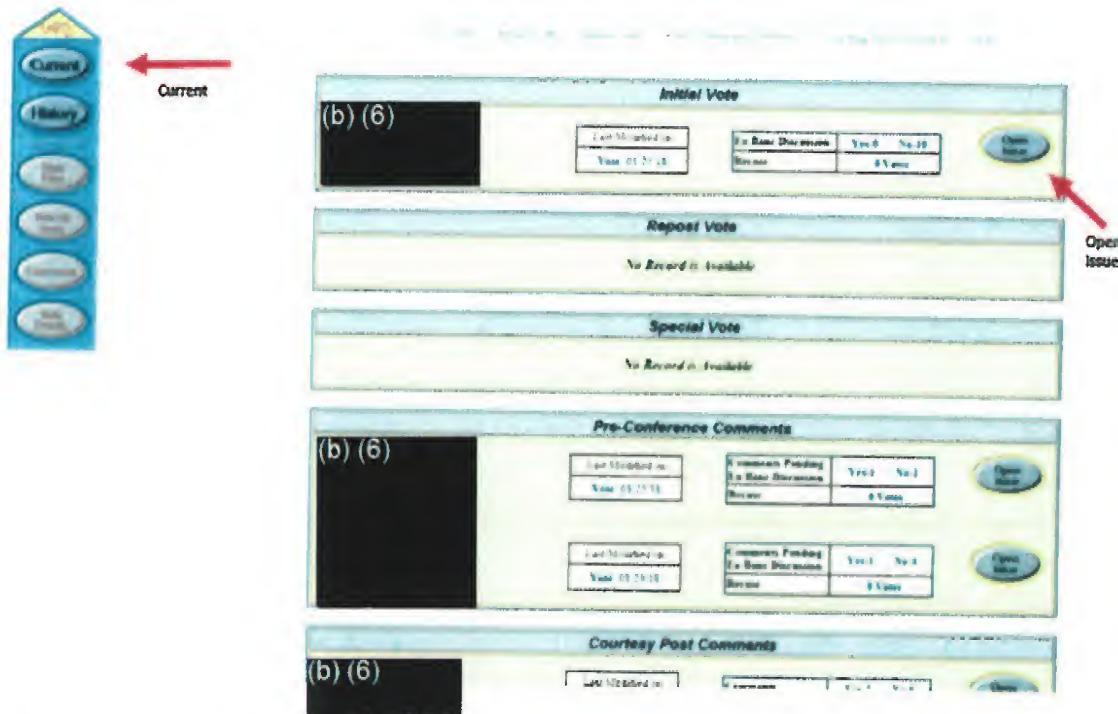


Figure 2: List of current issues

All current issues are listed on the screen. You can click on the titles at the top of the screen (**Initial Vote**, **Repost Vote**, **Special Vote**, **Pre-Conference Comments**, and **Courtesy Post Comments**) to move to those types of cases.

**“Initial Vote”** - For votes to discuss.

**“Repost Vote”** - For votes on publication and/or further en banc discussion.

**“Special Vote”** - For miscellaneous voting questions.

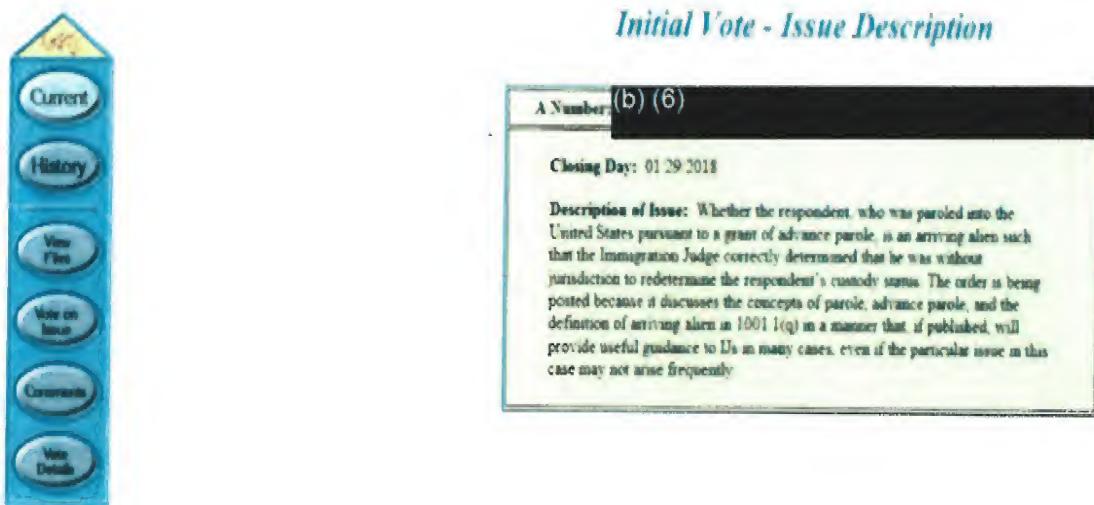
**“Pre-Conference Comments”** - For posting comments between the vote to discuss and the day of discussion.

**“Courtesy Post Comments”** - For posting comments after the decision to publish a case.

Click on the **Open Issue** button to view a short description of the case. (See Figure 2)

When the issue opens the buttons on the right side of the screen become available. Prior to this they are shaded and you cannot use them. Click on the **Current** button to return to the main screen with the list of current issues.

*Initial Vote - Issue Description*



A Number: (b) (6)

Closing Day: 01/29/2018

Description of Issue: Whether the respondent, who was paroled into the United States pursuant to a grant of advance parole, is an arriving alien such that the Immigration Judge correctly determined that he was without jurisdiction to redetermine the respondent's custody status. The order is being posted because it discusses the concepts of parole, advance parole, and the definition of arriving alien in 1001 (q) in a manner that, if published, will provide useful guidance to Us in many cases, even if the particular issue in this case may not arise frequently.

**Figure 3:** Issue Description

### View Files

Click on the **View Files** button to view the files that are attached to this issue. (See Figure 4) Click on the document title listed under "Documents Available for Viewing Online" to open and view the file.

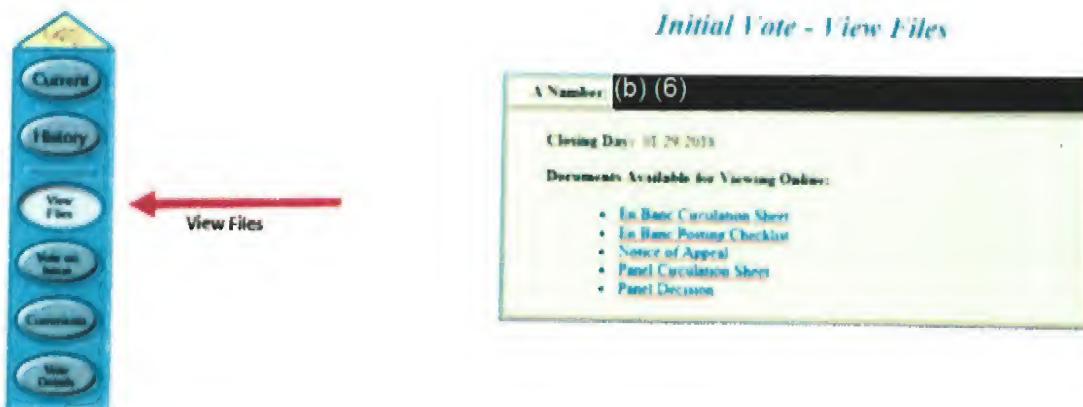


Figure 4: View Files

### Vote on Issue

Click the **Vote on Issue** button to open the voting screen. A screen appears where you can enter and submit your vote. (See Figure 5) Click on the circles next to the choices to vote and then click **Vote**. To change your vote (before you click the **Vote** button) click on the **Reset** button to clear the screen. Click **Recuse** when necessary.

Note: If the closing day for the issue has passed then you cannot vote on this issue. The voting buttons do not appear when this screen is chosen.

### *Initial Vote - Vote on Issue*

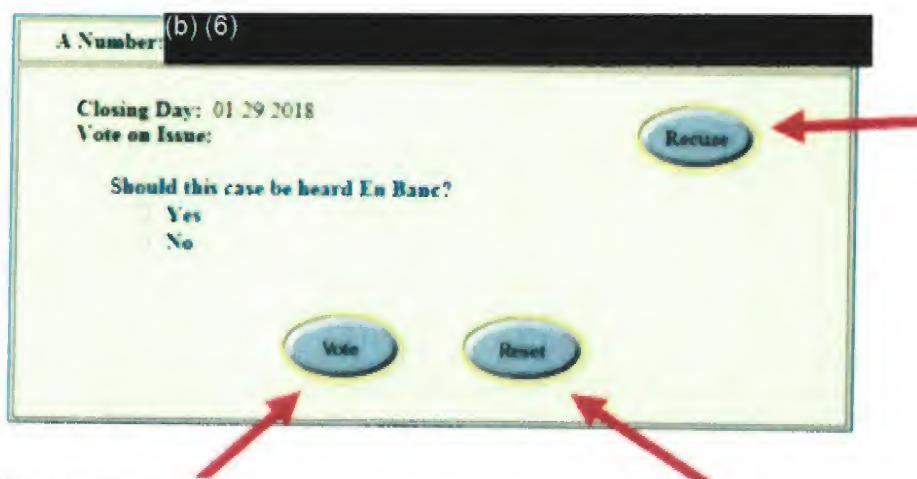


Figure 5: Vote on Issue

### Comments

Click on the **Comments** button to view all of the comments other judges have posted regarding the issue. (See Figure 6) To view the entire comment from a judge click on the title in the Short Comment column. Click on “List of All Comments” to view all of the comments in their entirety. To add a comment, type it in the “Add Comment” box and click the **Add Comment** button. To reset a comment, click the **Reset** button.

**Initial Vote - Comments**

A Number: (b) (6)

**Closing Day:** 01 29 2018

**Comment Summaries:**

*No Comments are available at this time!*

**Add Comment:**

**Add Comment**      **Reset**

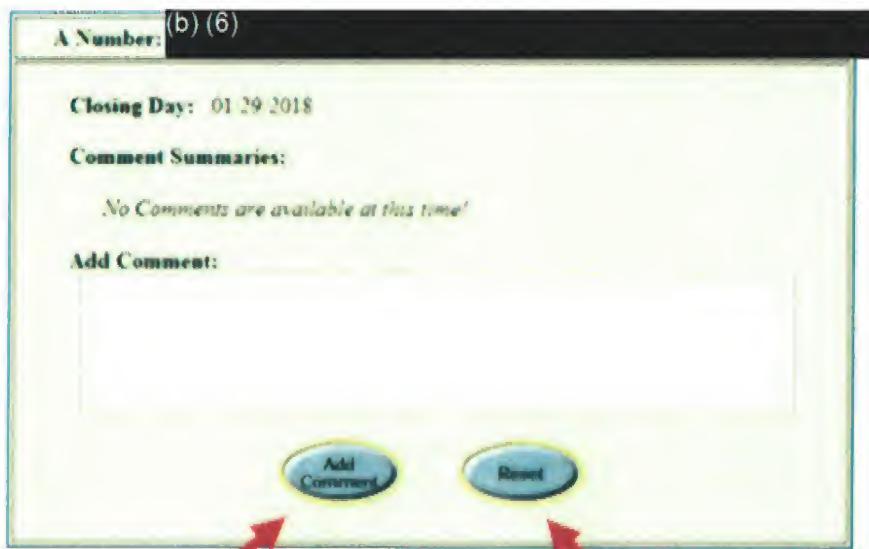


Figure 6: Comments

**Vote Details**

Click the **Vote Details** button to view the details of how judges have voted on an issue.

***Initial Vote - Vote Details***

(b) (6)



**Figure 7:** Vote Details

## History

Click the History button to search for a past issue that came before the BIA. (See Figure 8)

### Directions:

- Type in the information you would like to search on in the fields.
- In the Board Member Voting Information section, if you search on the Voted field you must also fill in the name field. If you search on name field you do not have to also fill in the Voted field.
- Select the type of search to use, either Detailed or Extensive. Extensive searches return results that include any of the information typed in the fields. For example, if the search is conducted on the Alien name and Comment fields the results will bring up issues that match the information in the Alien name and / or the Comment field. Detailed searches are less inclusive. If you choose Detailed, the search return results that include information typed in all of the fields. For example, if the search is conducted on the Alien name and Comment fields the results will only bring up issues that match the information in the Alien name and the Comment field.
- Click the **Search** button. If you would like to clear the screen and start a new search click the **Reset** button.

The screenshot shows the 'Search Request' interface. On the left, a vertical menu bar has buttons for 'Current', 'History' (which is highlighted with a red arrow), 'Search Form', 'Comments', and 'View Details'. The main search form has a title 'Search Request' and a sub-instruction 'Please select type of search: Detailed'. It contains fields for 'Issue #', 'Alien Name', 'Comment', and 'Board Member Voting Information' (First Name, Last Name, Voted). At the bottom are 'Search' and 'Reset' buttons, with red arrows pointing to them.

Figure 8: History

SLAs	
EEbot	CAE
Grandje	Minion Rubi BGE

Team JLC	
Team Leader	DAS
Saadat	

Key

Detail Internal	Detail External
-----------------	-----------------